

Message Text

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PAGE 01 STATE 216931

64

ORIGIN EUR-12

INFO OCT-01 ISO-00 SY-05 SCS-03 VO-03 OC-06 CCO-00 SCA-01

L-03 INR-07 CPR-01 EB-07 FAA-00 DOTE-00 /049 R

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FM SECSTATE WASHDC

TO AMEMBASSY MOSCOW PRIORITY

INFO AMCONSUL LENINGRAD PRIORITY

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E.O. 11652: N/A

TAGS: CGEN, CSCE, PFOR, CVIS, ACOM

SUBJECT: CONSULAR REVIEW - THIRD SESSION

REFS: (A) MOSCOW 13495; (B) STATE 214403; (C) STATE
54984.

1. CONTACT WITH AMERICAN CITIZENS TEMPORARILY DETAINED:
IF THERE IS FURTHER DISCUSSION OF THIS ITEM YOU MAY WISH
TO INVITE MFA TO REFER TO ITS INTERNAL NOTES FROM THE
NEGOTIATION OF THE CONSULAR CONVENTION. WE MAINTAIN THAT
THE NEGOTIATING HISTORY SUPPORTS OUR CONTENTION THAT
AMERICANS IN SITUATIONS WHICH YOU DESCRIBED TO REZNICHENKO
ARE GUARANTEED THE RIGHT TO CONTACT THE EMBASSY OR CONGEN.

2. VISAS IN SOVIET DIPLOMATIC PASSPORTS: (PARAS 3 AND 4,
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PAGE 02 STATE 216931

REF C) MFA OFFICERS MAY HAVE REAL DIFFICULTY UNDERSTAND-

ING OUR VISA SYSTEM IN WHICH REAL DIPLOMATIC RIGHTS, PRIVILEGES, EXEMPTIONS AND IMMUNITIES ARE CONFERRED BY CERTAIN VISA CATEGORIES (A, C-3 AND G) WHILE QUOTE DIPLOMATIC UNQUOTE NOTATION CAN BE CONFERRED UPON ALL CATEGORIES BUT DOES NOT ASSURE DIPLOMATIC TREATMENT AS SOVIETS ENVISION IT. DEPARTMENT WOULD HAVE NO OBJECTION TO YOUR GIVING REZNICHENKO COPIES OF 9 FAM 22 CFR 41.102 WHICH MIGHT HELP MFA UNDERSTAND OUR SYSTEM.(EMB. WILL NOTE

THAT IT WAS INCORRECT TO SAY THAT A DIPLOMATIC PASSPORT IS PREREQUISITE FOR RECEIPT OF EITHER DIPLOMATIC OR CATEGORY A VISA.) YOU MAY WISH TO NOTE TO REZNICHENKO THAT OUR VISA SYSTEM IS BASED ON MODEL OF OUR SOCIETY, AND DOES NOT READILY MESH WITH SOVIET SYSTEM IN WHICH, FOR EXAMPLE, TRIP WHICH WE CONSIDER COMMERCIAL IS, IN SOVIET SYSTEM, GOVERNMENTAL. WE DO NOT RECALL FAILING TO ISSUE CATEGORY A VISAS TO GENERAL SECRETARY OF MFA OR FEDOSEYEV; PERHAPS YOU CAN IDENTIFY INSTANCES. DEPARTMENT IS WILLING TO CONSIDER REZNICHENKO'S SUGGESTION THAT CHAIRMEN OF USSR STATE COMMITTEES ARE EQUIVALENT IN RANK TO USSR MINISTERS. WE ARE PREPARED TO GRANT DIPLOMATIC VISAS BUT NOT CATEGORY A, C-3 OR G VISAS TO ALL SUPREME SOVIET DEPUTIES. THE MINISTERS AND OFFICIALS OF THE SOVIET REPUBLICS, HOWEVER, WE EQUATE WITH THEIR COUNTERPARTS IN STATE GOVERNMENTS UNDER OUR SYSTEM--EXCEPT WITH REGARD TO THE SPECIAL CIRCUMSTANCES OF UKRAINIAN AND BELORUSSIAN MEMBERSHIP IN THE UNITED NATIONS.

3. SCREENING OF SOVIET COURIERS AT SAN FRANCISCO AIRPORT: SEE REF B INSTRUCTING EMBASSY TO CLARIFY WITH MFA THAT COURIERS ARE NOT SUBJECTED TO X-RAY. YOU MAY INFORM MFA THAT UNDER CURRENT US REGULATIONS, COURIERS (BUT NOT THEIR POUCHES) ARE SUBJECT TO ELECTRONIC SCREENING, AND AIRLINES ARE TECHNICALLY LIABLE FOR LARGE FINES IF THEY DO NOT SCREEN COURIERS. FOR MFA'S INFORMATION YOU MAY PROVIDE REZNICHENKO WITH THE FOLLOWING EXCERPT FROM FAA REGULATIONS CONCERNING THE SCREENING OF DIPLOMATIC PERSONNEL:

4. QUOTE DIPLOMATIC PERSONNEL: THESE INDIVIDUALS ARE LIMITED OFFICIAL USE

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PAGE 03 STATE 216931

TO BE SCREENED IN THE NORMAL MANNER EXCEPT FOR THE FOLLOWING:

(1) DIPLOMATIC POUCHES WILL NOT BE EXAMINED. HOWEVER, PERSONS IN POSSESSION OF DIPLOMATIC POUCHES MUST PRODUCE

ADEQUATE IDENTIFICATION (DIPLOMATIC PASSPORT). IF THERE IS ANY REASON TO QUESTION THE INDIVIDUALS IDENTIFICATION

HE SHOULD NOT BE PERMITTED TO BOARD UNTIL THIS HAS BEEN SATISFACTORILY RESOLVED. ALTHOUGH THE POUCHES ARE NOT TO BE INSPECTED, THE INDIVIDUAL AND ALL CARRY-ON ITEMS EXCEPT THE DIPLOMATIC POUCHES WILL BE SCREENED.

(2) ARMED DIPLOMATIC PERSONNEL. DIPLOMATIC PERSONNEL WHO DISCLOSE THAT THEY ARE ARMED WILL BE REQUESTED TO EITHER PLACE THEIR WEAPONS IN THEIR CHECKED BAGGAGE OR TURN THEM OVER TO THE AIR CARRIER FOR HANDLING IN

ACCORDANCE WITH THE CARRIER'S APPROVED SECURITY PROCEDURES. THESE PERSONS WILL THEN BE SCREENED IN THE ROUTINE MANNER. DIPLOMATIC PERSONNEL WHO DO NOT REVEAL THAT THEY ARE ARMED AND ARE SUBSEQUENTLY FOUND TO BE IN POSSESSION OF WEAPONS MUST ALSO PLACE THEIR WEAPONS IN THEIR CHECKED BAGGAGE OR SURRENDER THEM TO THE AIR CARRIER.

(3) DIPLOMATIC IMMUNITY. EVEN THOUGH HE MAY POSSESS DIPLOMATIC IMMUNITY FROM CERTAIN POLICE ACTIONS IN THIS COUNTRY, A DIPLOMAT OR COURIER WHO REFUSES TO COOPERATE WITH THE SCREENING SYSTEM SHOULD BE DENIED BOARDING IN THE SAME MANNER AS ANY OTHER PASSENGER. IN THE INSTANCE OF A BOARDING DENIAL, THE AIR CARRIER IS REQUESTED TO OBTAIN THE IDENTITY OF THE PASSENGER AND PERTINENT CIRCUMSTANCES SURROUNDING THE EVENT FOR THE INFORMATION OF FAA AND THE DEPARTMENT OF STATE. THAT INFORMATION SHOULD BE PASSED IMMEDIATELY TO THE NEAREST FAA SECURITY OFFICE.

(4) COURTESY AND TACT. IN ALL INSTANCES THE UTMOST COURTESY AND TACT SHOULD BE EXERCISED IN HANDLING FOREIGN OFFICIALS IN THIS COUNTRY WHO ENJOY THE PRIVILEGES LIMITED OFFICIAL USE

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PAGE 04 STATE 216931

OF DIPLOMATIC STATUS. END QUOTE. ROBINSON

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